



UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D. C. 20555

PDR-016

JUN 11 1985

Ms. Ophelia G. Williams
J/R/A/ Associates
1304 Redditch Court
Largo, MD 20772

IN RESPONSE REFER
TO FOIA-85-403

Dear Ms. Williams:

This is in response to your letter dated May 29, 1985, in which you requested, pursuant to the Freedom of Information Act (FOIA), a copy of the December 3, 1984, memorandum from Samuel Chilk to William Dircks regarding the proposed rule on ATWS requirements.

The memorandum is being placed in the NRC Public Document Room (PDR), located at 1717 H Street, NW, Washington, DC 20555, in file folder FOIA-85-403 in your name.

Sincerely,

A handwritten signature in dark ink, appearing to read "J. M. Felton", written over a horizontal line.

J. M. Felton, Director
Division of Rules and Records
Office of Administration

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PDR FOIA
WILLIAMB5-403 PDR



OFFICE OF THE
SECRETARY

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UNITED STATES
NUCLEAR REGULATORY COMMISSION
WASHINGTON, D.C. 20555

December 3, 1984

MEMORANDUM FOR: William J. Dircks, Executive
Director for Operations

FROM: Samuel J. Chilk, Secretary

SUBJECT: PROPOSED RULE ON ATWS (Reference
your memo to Commissioners of
6/29/84)

This is to advise you that the Commission (with Chairman Palladino and Commissioners Roberts and Zech agreeing) has decided not to issue the proposed rule on ATWS that would require diverse SCRAM system for Westinghouse plants. Commissioners Asselstine and Bernthal disagree and would have issued the proposed rule for public comment.

Commissioner Asselstine noted that:

"This Commission as presently constituted is overturning a prior Commission decision to obtain public comment on whether or not it is reasonable to seek additional assurance that the SCRAM system in Westinghouse designed plants will function when called upon. Given the nature and frequency of both common cause failures and oversights that affect reactor safety, I would not be as sanguine as this Commission."

(The comments of the other Commissioners have previously been provided to you with their vote sheets).

cc: Chairman Palladino
Commissioner Roberts
Commissioner Asselstine
Commissioner Bernthal
Commissioner Zech
OGC
OPE

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12-3-84